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3 BILL NO. R-75-11-21.

4 RESOLUTION NO. R-64-75

5 A RESOLUTION AUTHORIZING AN APPEAL FROM
6 THE BUDGET, TAX RATE AND LEVY FIXED BY
7 ALLEN COUNTY TAX ADJUSTMENT BOARD AS
8 SAME RELATES TO REDEVELOPMENT CAPITAL
9 FUND OF THE CITY OF FORT WAYNE, INDIANA,
10 AND AUTHORIZING WITHDRAWAL OF THE CITY OF
11 FORT WAYNE, INDIANA'S APPEAL FROM DECIS-
12 SION OF ALLEN COUNTY TAX ADJUSTMENT BOARD
13 WHICH DELETED THE STREET BOND FUND OF
14 1975.

15 WHEREAS, the City of Fort Wayne, Indiana ("the City")
16 heretofore appealed from the Budget, Tax Rates and Levies
17 fixed by Allen County Tax Adjustment Board which reduced
18 said budget and said tax rates and said levies in the fol-
19 lowing manner:

20 a) Line 12 of each of two 12 line statements
21 was reduced in the following manner,
22 to-wit:
23 i) 1975 Bond Retirement Fund (which Fund
24 referred to in the order of the Tax
25 Adjustment Board as "Street Bond Corp."
26 reduced from \$421,586 to \$00.00
27 ii) Redevelopment Capital Fund reduced from
28 \$263,342 to \$00.00
29 b) The ratesfor the aforesaid items were reduced
30 as follows, to-wit:
31 i) 1975 Street Bond Fund reduced from \$.093
32 to \$.000
33 ii) Redevelopment Capital Fund \$.058 to \$.000;

34 and,

35 WHEREAS the budget for the Redevelopment Capital
Fund was fixed by the City at a rate which would permit it
to engage in redevelopment projects which are long overdue,
some parcels in the City's downtown area having deteriorated
to such an extent they no longer generate tax income for the
City or any other unit of government; and,

36 WHEREAS, of greater significance is the plight
37 of the City's senior citizens; and,

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3 WHEREAS, seeking to alleviate the plight of its senior
4 citizens at the same time as commencing the redevelopment
5 of its downtown area, the Redevelopment Commission of the
6 City has started the development of a two block downtown
7 area for senior citizens. One block is to be devoted to
8 a Senior Citizens Center. The real estate has been acquired
9 and construction is underway in this block. The second
10 block is to be devoted to a 200 unit housing development
11 and supporting commercial establishments. Having obtained
12 the approval of all agencies of the City involved, the
13 Redevelopment Commission has already placed under option,
14 major portions of the real estate in the second block. The
15 1976 budget contemplated that the Redevelopment Capital Fund
16 would be used in connection with the redevelopment of this
17 second block and the tax rates and levies were adopted for
18 this purpose. The action of the Tax Adjustment Board would
19 prevent this redevelopment from taking place in 1976; and,

20 WHEREAS, the Mayor of the City of Fort Wayne, Indiana
21 has requested the State Board of Tax Commissioners to with-
22 draw the City's appeal from the decision of the Allen County
23 Tax Adjustment Board which deleted the Redevelopment District
24 Capital Fund and the Street Bond Fund of 1975 from the tax
25 rolls, but the Common Council of the City of Fort Wayne,
26 Indiana feels that the Allen County Tax Adjustment Board
27 acted without full knowledge of all of the facts underlying
28 the budget for the Redevelopment Capital Fund and upon
29 being more fully informed of said facts the majority of said
30 Board signed a Resolution requesting a restoration of the
31 budget reduction purportedly affected by said Board; and,

32 WHEREAS, a copy of said Resolution was attached to the
33 petition jointly filed by the City of Fort Wayne, Indiana by
34 its Mayor and by the President of its Common Council and
35 identified as Exhibit A to said petition.

NOW THEREFORE BE IT RESOLVED BY THE COMMON COUNCIL
OF THE CITY OF FORT WAYNE, INDIANA:

That the aforesaid tax levy and rate in line 12 reduced for the Redevelopment Capital Fund from \$263,342 to \$00.00 be reinstated so that line 12 (ii) Redevelopment Capital Fund be set at \$263,342, and that the rate for the aforesaid item will continue to show Redevelopment Capital Fund \$.058 in the budget for 1976 for the City of Fort Wayne, Indiana.

Vivian H. Schmidt
Councilman

Councilman

Approved as to form and legality
this 10th day of November, 1975.

John H. Logan
John H. Logan, Attorney for Common
Council

Read the first time in full and on motion by _____, seconded by _____, and duly adopted, read the second time by title and referred to the Committee on _____ (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 197_____, at _____ o'clock P.M., E.S.T.

Date: _____ CITY CLERK

Read the third time in full and on motion by J. Schmidt, seconded by Serge, and duly adopted, placed on its passage.

Passed (E.S.T.) by the following vote:

TOTAL VOTES	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT
BURNS	X				
HINGA	X				
KRAUS				X	
MOSES	X				
NUCKOLS	X				
SCHMIDT, D.	X				
SCHMIDT, V.	X				
STIER	X				
TALARICO	X				

DATE: 11-25-75 CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. B-64-75 on the 25th day of November, 1975.

Charles W. Westerman ATTEST

(SEAL)

CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 197_____, at the hour of _____ o'clock M., E.S.T.

CITY CLERK

Approved and signed by me this _____ day of _____, 197_____, at the hour of _____ o'clock M., E.S.T.

MAYOR

Bill No. R-75-11-31

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance
A resolution authorizing an appeal from the Budget, Tax Rate and Levy fixed
by Allen County Tax Adjustment Board as same relates to Redevelopment Capital Fund
of the City of Fort Wayne, Indiana, and authorizing withdrawal of the City of
Fort Wayne, Indiana's appeal from decision of Allen County Tax Adjustment Board
which deleted the Street Bond Fund of 1975

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do PASS.

Vivian G. Schmidt - Chairman

William T. Hinga - Vice-Chairman

John Nuckles

Winfield C. Moses, Jr.

Paul M. Burns

Vivian G. Schmidt

William T. Hinga

John Nuckles

Winfield C. Moses, Jr.

Paul M. Burns

CONCURRED IN
DATE 11/25/75 CHARLES W. WESTERMAN, CITY CLERK

The Mayor has neither approved nor disapproved BILL NO. R-75-11-31, A Resolution authorizing an appeal from the Budget, Tax Rate and Levy fixed by Allen County Tax Adjustment Board As Same Relates to Redevelopment Capital Fund of the City of Fort Wayne, Indiana, and authorizing withdrawal of the City of Fort Wayne, Indiana's Appeal from decision of Allen County Tax Adjustment Board which deleted the Street Bond Fund of 1975.

Accordingly, the same shall not become effective unless you shall pass it tonight by a two-thirds vote of all the members.



City of Fort Wayne

OFFICE OF THE CITY CLERK
ROOM 120, CITY-COUNTY BUILDING
ONE EAST MAIN ST., FORT WAYNE, INDIANA 46802

CHARLES W. WESTERMAN, CLERK
TELEPHONE 219-423-7183

I, CHARLES, W. WESTERMAN, Clerk of the Common Council at the Regular Session of the Common Council November 25, 1975, hereby report to the respected members of this body that the Mayor of the City of Fort Wayne has failed to approve or disapprove Resolution R-75-11-31 within ten (10) days of receipt of the above mentioned Ordinance from me, Charles W. Westerman, Clerk of the Common Council. Such failure is hereby determined a disapproval.

Therefore, this Resolution R-75-11-31 is hereby submitted to the respected members of this Council of the City of Fort Wayne at this Regular Session after the said ten (10) days, and, therefore, the Common Council does hereby take the following action with regard to said Resolution:

The Common Council through an individual members has the power to act upon this Ordinance and place it up for passage by a motion for re-entry. Said Resolution R-75-11-31 shall be re-submitted for a legal roll call that requires a two-thirds vote of the respected members of this Common Council.

(Indiana Code 18-1-3-6)

Respectfully submitted,

Charles W. Westerman
Charles W. Westerman

City Clerk

DIGEST SHEET

RESOLUTION

TITLE OF ORDINANCE / A RESOLUTION AUTHORIZING AN APPEAL FROM THE BUDGET,
TAX RATES AND LEVIES FIXED BY ALLEN COUNTY TAX ADJUSTMENT BOARD AS SAME
RELATES TO REDEVELOPMENT CAPITAL FUND AND AUTHORIZING WITHDRAWAL OF CITY OF
FORT WAYNE APPEAL FROM DECISION OF ALL COUNTY TAX ADJUSTMENT BOARD WHICH
DEPARTMENT REQUESTING ORDINANCE DELETED THE STREET BOND FUND of 1975.

Department REquesting: Common Council

SYNOPSIS OF ORDINANCE That the tax levy and rate reduced for the

Redevelopment Capital Fund from \$263,342 to \$00.00 be reinstated so
that the Redevelopment Capital Fund be set at \$263,342, and the rate
for the aforesaid item now show Redevelopment Capital Fund \$.058 in the
1976 budget for the City of Fort Wayne.

EFFECT OF PASSAGE Redevelopment Capital Fund be set at \$263,342

EFFECT OF NON-PASSAGE Redevelopment Capital Fund will be set at \$00.00

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) \$263,342

ASSIGNED TO COMMITTEE (PRESIDENT)